

**DISCLOSURE AND CONSISTENCY OF COST ACCOUNTING PRACTICES
EDUCATIONAL INSTITUTIONS**

- (a) EDUCATIONAL INSTITUTIONS RECEIVING CONTRACTS SUBJECT TO THE CAS SPECIFIED IN PART 9905 ARE SUBJECT TO THE REQUIREMENTS OF 9903.202, EXCEPT THAT COMPLIED DISCLOSURE STATEMENTS ARE REQUIRED IN THE FOLLOWING CIRCUMSTANCES:
- (1) Basic requirement. For CAS-covered contracts placed on or after January 1, 1996, completed Disclosure Statements are required as follows:
- (i) Any business unit of an educational institution that is selected to receive a CAS-covered contract or subcontract in excess of \$500,000 and is part of a college or university location listed in Exhibit A of Office of Management and Budget (OMB) Circular A-21 shall submit a Disclosure Statement before award. A Disclosure Statement is not required, however, if the listed entity can demonstrate that the net amount of Federal contract and financial assistance awards received during its immediately preceding cost accounting period was less than \$25 million.
 - (ii) Any business unit that is selected to receive a CAS-covered contract or subcontract of \$25 million or more shall submit a Disclosure Statement before award.
 - (iii) Any educational institution which, together with its segments, receive net awards of negotiated prime contracts and subcontracts and subcontracts subject to CAS totaling \$25 million or more in its most recent cost accounting period, of which, at least one award exceeded \$1 million, must submit a Disclosure Statement before award of its first CAS-covered contract in the immediately following cost accounting period. However, if the first CAS-covered contract is received within 90 days of the start of the cost accounting period, the institution is not required to file until the end of 90 days.
- (2) Transition period requirement. For CAS-covered contracts placed on or before December 31, 1995, completed Disclosure Statements are required as follows:
- (i) For business units that are selected to receive a CAS-covered contract or subcontract in excess of \$500,000 and are part of the first 20 college or university locations (i.e., numbers 1 through 20) listed in Exhibit A of OMB Circular A-21, Disclosure Statements shall be submitted within six months after the date of contract award.

- (ii) For business units that are selected to receive a CAS-covered contract or subcontract in excess of \$500,000 and are part of a college or university location that is listed as one of the institutions numbered 21 through 50, in Exhibit A of OMB Circular A-21, Disclosure Statements shall be submitted during the six month period ending twelve months after the date of contract award.
 - (iii) For business units that are selected to receive a CAS-covered contract or subcontract in excess of \$500,000 and are part of a college or university location that is listed as one of the institutions numbered 51 through 99, in Exhibit A of OMB Circular A-21, Disclosure Statements shall be submitted during the six month period ending eighteen months after the date of contract award.
 - (iv) For any other business unit that is selected to receive a CAS-covered contract or subcontract of \$25 million or more, a Disclosure Statement shall be submitted within six months after the date of contract award.
- (3) Transition period due dates. The educational institution and cognizant Federal agency should establish a specific due date within the periods prescribed in 9903.202-1(f)(3) when a Disclosure Statement is required under a CAS-covered contract placed on or before December 31, 1995.
- (4) Transition period waiver authority. For a CAS-covered contract to be awarded during the period January 1, 1996 through June 30, 1997, the awarding agency may waive the pre-award Disclosure Statement submission requirement specified in 9903.202-1(f)(2) when a due date for the submission of a Disclosure Statement has previously been established by the cognizant Federal agency and the educational institution under the provisions of 9903.202-1(f) (3) and (4).

CAUTION: *This waiver authority is not available unless the cognizant Federal agency and the educational institution have established a Disclosure Statement due date pursuant to a written agreement executed prior to January 1, 1996, and the award is made prior to the established Disclosure Statement due date.*